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[Additional counsel appear after caption page]

Attorneys for Petitioners

SUPERIOR COURT OF CALIFORNIA
IN AND FOR THE COUNTY OF ALAMEDA

OCT 29 2010

PARENT VOICES OAKLAND, JENNIFER
JOHNSTON, TINA TERRAZA, HAWA
MASSALEY and BRANDIE BROWNLEE,

Petitioners,

v.

JACK O'CONNELL, in his capacity as Chief
Executive Officer of the Department of
Education; CALIFORNIA DEPARTMENT
OF EDUCATION; JOHN WAGNER, in his
capacity as Director of the California
Department of Social Services; and
CALIFORNIA DEPARTMENT OF SOCIAL
SERVICES,

Respondents.

Case No. RG10544021

~~PROPOSED~~ ORDER GRANTING
INTERIM RELIEF

Date: October 29, 2010
Time: 11:00 a.m.
Dept: 31

ASSIGNED FOR ALL PURPOSES
~~JUDGE FRANK ROSS~~
DEPARTMENT 21

[PROPOSED] ORDER GRANTING INTERIM RELIEF; CASE NO. RG105440211

1 Petitioners, by and through their counsel, Stephen Ronfeldt of The Public Interest Law
2 Project, applied *ex parte* for an alternative writ of mandate and restraining order against the
3 California Department of Education (CDE) to preserve the *status quo*. Counsel for respondents
4 were notified of such application and the matter was heard on October 29, 2010. The Court, having
5 considered the written and oral arguments and evidence submitted by all parties, and good cause
6 appearing, ~~issues the following findings of fact, conclusions of law, and Order~~
orders as follows

18 ~~Accordingly,~~ It is hereby ORDERED that:

19 1. Pending further order of this Court, Respondent CDE shall direct its contractors to
20 ~~notify their recipients that the effective date set forth in the prior notices regarding~~
~~rescind all previous notices of action terminating Stage 3 child care services, is amended to~~
November 5, 2010, instead of November 1, 2010;

21 2. Pending further order of this Court, Respondent CDE shall not terminate
22 State 3 child care services, and shall direct its contracting agencies not to do so, ~~without first~~
prior to 11/5/10.

3. A further hearing on the application for interim relief
shall be held at 2:00 p.m. on 11/4/10 in Dept. 21, 1221 Oak
St., Oakland. Further papers may be filed by both sides
on the matters discussed at the hearing by 2:00 p.m.
on 11/3/10, with courtesy copies delivered to Dept. 21
(hard copies and also by email to dkroll@alameda.courts.ca.gov.)
Papers to be served on all other parties by the same time.

4. There will be no tentative ruling. Parties are to
appear at the hearing.

16
17 SO ORDERED

18
19 Date: 10/29/10

20
21 Judge of the Superior Court

22 Wynne Carvill